

MONDAY, MARCH 6, 1995

SIXTEENTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by the Pastor Frank Bell of Grace Baptist Church, Manchester, Tennessee.

Representative Lewis led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Jones U (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh --98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Eckles; personal reasons.

PERSONAL ORDERS

RULES SUSPENDED

Rep. Napier moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 122 out of order, which motion prevailed.

House Joint Resolution No. 122 -- Memorials, Sports -- Sterling Marlin, 1995 NASCAR Daytona 500 Winner. by *Napier, *White, *Phelan, *Williams (Williamson), *Garrett, *Hargrove, *Kisber, *Bell, *Winningham, *Phillips, *Callicott, *Fowlkes, *Ramsey, *Naifeh, *Davidson.

On motion, the rules were suspended for the immediate consideration of the resolution.

Rep. Napier moved adoption of **House Joint Resolution No. 122**, with the request that all members voting aye be added as sponsors, which motion prevailed by the following vote:

| | |
|----------------|----|
| Ayes | 98 |
| Noes | 0 |

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Jones U (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

RECOGNITION

Sterling Marlin, 1995 NASCAR Daytona 500 Winner, was recognized in the Well for remarks.

SPONSORS ADDED

House Joint Resolution No. 131: Rep(s). Armstrong as prime sponsor(s).

House Bill No. 132: Rep(s). Purcell and Givens as prime sponsor(s).

MESSAGE FROM THE GOVERNOR March 6, 1995

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 286, 532 and 614; without his signature.

HARDY MAYS, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR March 6, 1995

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 109, 164, 214, 559, 583 and 635; with his approval.

HARDY MAYS, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

March 6, 1995

MR. SPEAKER: I am directed by the Governor to request the return of: House Bill(s) No(s). 286, 532 and 614.

HARDY MAYS, Counsel to the Governor.

ENROLLED BILLS

March 6, 1995

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 72, 75, 76, 77, 79, 87, 95, 111 and 126; also House Resolution(s) No(s). 3 and 20.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 6, 1995

The Speaker signed the following: House Joint Resolution(s) No(s). 72, 75, 76, 77, 79, 87, 95, 111 and 126; also, House Resolution(s) No(s). 3 and 20.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

March 6, 1995

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 51, 52 and 896.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 6, 1995

The Speaker signed the following: House Bill(s) No(s). 51, 52 and 896.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to Rule No. 17, the resolution(s) listed was/were introduced and referred to the appropriate committee:

***House Resolution No. 21** -- General Assembly, Studies - Creates special house study committee to study issues relating to tobacco crops and possible alternative crops. by *Bowers, *Bell, *Givens, *Phelan.

Agriculture Committee

***House Joint Resolution No. 128** -- Constitutional Amendments - Proposes amendment to Article I of Constitution to establish certain constitutional rights to which victims of crime are entitled and to remove requirement that prisons be comfortable. by *Herron, *Buck, *Pinion.

Judiciary Committee

***House Joint Resolution No. 129** -- Constitutional Amendments - Proposes amendment to Article I, Section 32 of Constitution to remove requirement that prisons be comfortable. by *Buck, *Pinion, *Winningham, *Bell, *Herron.

Judiciary Committee

House Joint Resolution No. 132 -- General Assembly, Proclamations - States that those who bear the title of "Miss Tennessee" shall serve as official hostess for the state. by *Kisber, *McDaniel.

State and Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 8, 1995:

House Joint Resolution No. 134 -- Memorials, Academic Achievement - Dean Howell; Beta Club. by *Ford.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1834 -- Baileytown -- Subject to local approval, establishes new dates for election of mayor and aldermen. Amends Chapter 192, Private Acts of 1994. by *Whitson.

DELAYED BILLS REFERRED

Pursuant to **Rule No. 77**, having been prefiled for introduction, House Bill(s) No(s). 1835, was/were referred to the Delayed Bills Committee.

House Bill No. 1835 -- Regional Authorities -- Expands authority of Carroll County Watershed Authority from Beaver Creek Watershed to all of Carroll County. Amends TCA Title 64, Chapter 1, Part 8. by *Herron, *Phelan.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill:

***Senate Bill No. 220** -- Highway Signs - "Judge Wayland Harrison Road," SR 350, Greene County. by *Haun.

***Senate Bill No. 487** -- Administrative Procedure - Increases time when sunrise review of agency by government operations committee

is conducted from one to two years. Amends TCA Title 4, Chapter 29. by *Haynes.

***Senate Bill No. 493** -- Sunset Laws - Employee assistance professional board, June 30, 1996. Amends TCA Title 4, Chapter 29; Title 62, Chapter 42. by *Haynes.

***Senate Bill No. 502** -- Sunset Laws - Gibson County water projects authority, June 30, 2003. Amends TCA Title 4, Chapter 29; Title 64, Chapter 1. by *Haynes.

***Senate Bill No. 503** -- Sunset Laws - Tennessee student assistance corporation, board of directors, June 30, 2003. Amends TCA Title 4, Chapter 29; Title 49, Chapter 4. by *Haynes.

***Senate Bill No. 505** -- Sunset Laws - Interstate compact on juveniles, June 30, 2003. Amends TCA Title 4, Chapter 29; Title 37, Chapter 4. by *Haynes.

***Senate Bill No. 509** -- Sunset Laws - Regional transportation authority, June 30, 2003. Amends TCA Title 4, Chapter 29 and Title 64, Chapter 8. by *Haynes.

***Senate Bill No. 510** -- Highways, Roads and Bridges - Permits cities to spend state street aid funds on state or federal highways within corporate limits of city. Amends TCA 54-4-204. by *Haun.

***Senate Bill No. 538** -- Motor Vehicles, Titling and Registration - Clarifies that special registration provisions for "antique motor vehicles" do not apply to such vehicles used for general transportation purposes. Amends TCA Section 55-4-111(b)(4)(B). by *Wallace.

Senate Bill No. 586 -- Parks, Natural Areas Preservation - Adds new areas to be designated Class II-natural scientific areas; increases acreage of certain natural scientific areas. Amends TCA. by *Henry.

Senate Bill No. 595 -- Gas, Petroleum Products, Volatile Oils - Requires natural gas dispenser to meet National Fire Protection Association 52 Standard; grandfathers present dispensers. Amends TCA Title 68, Chapter 120. by *Atchley.

Senate Bill No. 777 -- Sunset Laws - TennCare program cost savings suggestion award board, June 30, 1997. Amends TCA Title 4, Chapter 29; Title 71, Chapter 5. by *Haynes.

Senate Bill No. 778 -- Administrative Procedure - Designates government operations committees as standing committees for certain bills. Amends TCA 4-29-118; 4-5-108. by *Haynes, *Rochelle.

Senate Bill No. 780 -- Sunset Laws - Board for professional counselors, and marital and family therapists. Amends TCA Title 4, Chapter 29; Title 63, Chapter 22. by *Haynes.

Senate Bill No. 811 -- Sunset Laws - Tennessee alliance for fitness and health, June 30, 1996. Amends TCA Title 4, Chapters 29, 40. by *Haynes.

Senate Bill No. 812 -- Sunset Laws - Pest control board, June 30, 2003. Amends TCA Title 4, Chapter 29, and Title 62, Chapter 21. by *Haynes.

Senate Bill No. 813 -- Sunset Laws - Department of veterans' affairs, June 30, 2003. Amends TCA Title 4, Chapters 3, 4. by *Haynes.

Senate Bill No. 814 -- Sunset Laws - West Fork Drakes Creek Dam and Reservoir Interstate Authority, June 30, 1997. Amends TCA Title 4, Chapter 29, and Title 64, Chapter 1. by *Haynes.

***Senate Bill No. 968** -- Medicine, Practice of - Authorizes corporation or other entity to employ physician to treat only employees, dependents and retirees of entity. Amends TCA Section 63-6-204 and Section 68-11-205. by *Holcomb.

Senate Bill No. 985 -- Highway Signs - "Edwin Marlin Baker, Sr., Memorial Highway," portion of SR 224, Michie. by *Wilder.

***Senate Bill No. 1209** -- Highway Signs - "Betty Jean Jones Bridge," certain bridge in Memphis. by *Dixon.

***Senate Bill No. 1549** -- Solid Waste Disposal - Authorizes counties to approve solid waste disposal facilities located in municipalities; removes sunset provision in local approval law; removes zoning as bar to adoption of law by local government; removes limitation of application of law to pending permits. Amends TCA Title 68, Chapter 211 and Chapter 515 of the Public Acts of 1989. by *Wilder, *Leatherwood, *Cooper, *Cohen, *Kyle, *Ford J, *Crutchfield, *McNally, *O'Brien, *Springer, *Wallace, *Wright, *Burks.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1831 -- Weakley County -- Local Bill held on Desk

House Bill No. 1832 -- Shelbyville -- Local Bill held on Desk

House Bill No. 1833 -- Dyer -- Local Bill held on Desk

Pursuant to **Rule No. 47**, the following Caption Bill(s) held on the Clerk's desk were referred to the following Committee(s):

House Bill No. 1709 -- Medical Occupations -- House Health and Human Resources Committee

CONSENT CALENDAR

House Bill No. 337 -- Municipal Government - Revises law concerning municipal government. Amends TCA 6-1-201, 203, 205; 6-2-201; 6-4-302; 6-18-103, 106; 6-19-101; 6-20-215; 6-21-108, 502; 6-22-

124; 6-30-106. by *Kisber, *West, *Huskey, *Westmoreland, *Kent, *Tindell, *Fowlkes, *Jones U (Shelby), *Venable (*SB251 by *Rochelle).

On motion House Bill No. 337 was made to conform with **Senate Bill No. 251**; the Senate Bill was substituted for the House Bill.

House Bill No. 620 -- Highways, Roads and Bridges - Removes scenic highway designation from portion of S.R. 66, Sevier County. Amends TCA Section 54-17-114. by *Huskey, *Roach, *Davis (*SB723 by *Koella).

House Bill No. 4 -- Highway Signs - "Lewis Memorial Bridge," Red River, U.S. 41-A, Clarksville. by *Head, *McMillan (SB11 by *Rice, *Kyle).

On motion House Bill No. 4 was made to conform with **Senate Bill No. 11**; the Senate Bill was substituted for the House Bill.

House Bill No. 147 -- Highway Signs - "Edwin Marlin Baker, Sr., Memorial Highway," portion of SR 224, Michie. by *Rinks (SB985 by *Wilder).

On motion House Bill No. 147 was made to conform with **Senate Bill No. 985**; the Senate Bill was substituted for the House Bill.

House Bill No. 357 -- Banks and Financial Institutions - Revises requirements for volunteer corporate credit unions. Amends TCA 45-4-1203(4), 1204, 1205, 1207-1209. by *Rhinehart, *Stulce, *Wood, *McAfee, *Kisber, *Hassell, *Walteman Harwell, *Jones R (Shelby), *Tindell, *Phillips, *Cole (Carter) (*SB418 by *Rochelle, *Holcomb, *Elsea).

House Bill No. 1353 -- Trousdale County - Subject to local approval, authorizes county clerk to verify compliance with county zoning ordinance prior to issuing business licenses. by *Bell (SB1544 by *Rochelle).

House Bill No. 1573 -- Sumner County - Subject to local approval, adds requirement for qualification as member of board of source authority; institutes provisions filling remainder of unexpired term upon vacancy of board member. Amends Chapter 157 of the Private Acts of 1979. by *Stamps, *McDonald (SB1666 by *Wright).

House Bill No. 1587 -- Sumner County - Subject to local approval, changes name of office of county attorney to office of law director; specifies term of office and responsibilities for position. Amends Chapter 95, Private Acts of 1973, as amended. by *Stamps, *McDonald (SB1664 by *Wright).

House Bill No. 1604 -- Knox County - Subject to local approval, creates Division V of general sessions court of Knox County; creates position of general sessions judge to serve such new division. Amends Chapter 54, Private Acts of 1939, as amended. by *Boyer, *Dunn, *Burchett, *Armstrong, *Bittle, *Tindell, *Ritchie (SB1487 by *Gilbert, *Atchley, *McNally).

House Bill No. 1826 -- Dandridge - Subject to local approval, revises charter. Amends Chapter 419, Acts of 1907, as amended. by *Roach, *Davis (SB1815 by *Wallace).

House Bill No. 1828 -- Sevier County - Repeals requirements that landowners wishing to subdivide property submit proposal for approval to commission's transportation committee, road superintendent, and emergency communications district; repeals requirement for approval of road construction and road names by county road superintendent and emergency communications district; repeals prohibition of filings with register without required approvals. Repeals Chapter 76 of the Private Acts of 1989. by *Huskey (SB1816 by *Koella).

***House Bill No. 1829** -- Henderson -- Subject to local approval, authorizes hotel/motel tax. by *Walley (SB1817 by *Wilder).

House Joint Resolution No. 130 -- Memorials, Recognition and Thanks -- Bluegrass Baptist Church, 25th Anniversary. by *Stamps.

House Joint Resolution No. 131 -- Memorials, Public Service -- Senator Edward Davis. by *Bowers, *Armstrong, *Kent, *Towns, *Turner (Shelby), *Jones R (Shelby), *Miller L, *Chumney, *DeBerry J, *DeBerry L, *Brooks, *Kernell, *Shirley, *Haley, *Hassell, *Joyce, *Jones U (Shelby), *Byrd.

Senate Joint Resolution No. 61 -- Memorials, Professional Achievement - Sarah Holloway, Cookeville's Writer of the Year. by *Burks.

Senate Joint Resolution No. 62 -- Memorials, Recognition and Thanks - James Carl Anderson, outstanding educator. by *Burks.

Senate Joint Resolution No. 63 -- Memorials, Death - Malcolm P. Quillen. by *Burks.

Senate Joint Resolution No. 64 -- Memorials, Public Service - James H. McKenzie, 1994 "Service Award" winner. by *Burks.

Senate Joint Resolution No. 65 -- Memorials, Recognition and Thanks - Mary Jo Lee Brinkmann, 25 years of service to 4-H. by *Burks.

Senate Joint Resolution No. 66 -- Memorials, Death - Len K. Mahler. by *Burks.

Senate Joint Resolution No. 68 -- Memorials, Death - Dean Robert N. Murrell. by *Harper.

Senate Joint Resolution No. 81 -- Naming and Designating - "State of Inclusion Week," March 1; recognizes fifth anniversary of enactment of Americans with Disabilities Act. by *Crowe.

Senate Joint Resolution No. 86 -- Memorials, Death - Former Senator Leonard Dunavant. by *Henry, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Dixon, *Elsa, *Ford J, *Fowler, *Gilbert, *Hamilton, *Harper, *Haun, *Haynes, *Holcomb, *Jordan, *Koella, *Kyle, *Leatherwood, *McNally, *Miller J, *O'Brien,

*Person, *Rice, *Rochelle, *Springer, *Wallace, *Wilder, *Womack, *Wright.

Rep. Kernell moved that all voting aye on Senate Joint Resolution No. 86 be added as sponsors, which motion prevailed.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Joint Resolution No. 131: by Rep. Bowers.

House Bill No. 1829: by Rep. Purcell.

Under the rules, House Bill(s) No(s). 1829 and House Joint Resolution(s) No(s). 131 was/were placed at the foot of the calendar for Wednesday, March 8, 1995.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

| | |
|------|----|
| Ayes | 98 |
| Noes | 0 |

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Jones U (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1021 -- TennCare - Continues TennCare Oversight Committee for four years. Amends TCA Title 71, Chapter 5. by *Rhinehart (*SB348 by *Cooper).

Rep. Rhinehart moved that **House Bill No. 1021** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
 Noes 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Jones U (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

***House Bill No. 225** -- Funeral Directors and Embalmers - Requires funeral directors to place permanent identification tag on body before placing it in casket or placing remains in cremation urn. Amends TCA 62-5-313, 317. by *Garrett (SB386 by *Ford J).

Rep. Garrett moved that House Bill No. 225 be passed on third and final consideration.

Rep. Garrett moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 225 by deleting from Section 3 the language "upon becoming law," and by substituting instead the date "October 1, 1995," .

On motion, Amendment No. 1 was adopted.

Rep. Garrett moved that **House Bill No. 225** as amended, be passed, on third and final consideration, which motion prevailed by the following vote:

Ayes 98
 Noes 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Jones U (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel,

McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

House Bill No. 83 -- Motor Vehicles, Titling and Registration - Permits alumnus of Auburn University to purchase special license plate displaying Auburn logo and colors. Amends TCA Title 55, Chapter 4. by *Eckles (*SB52 by Womack).

On motion, House Bill No. 83 was reset for the Calendar for Wednesday, March 8, 1995, which motion prevailed.

House Joint Resolution No. 39 -- Memorials, Congress - Urges maintenance of funds for public television programming. by *Odom, *Turner (Hamilton).

Rep. Odom moved that **House Joint Resolution No. 39** be adopted, which motion prevailed by the following vote:

| | |
|------------------------|----|
| Ayes | 63 |
| Noes | 31 |
| Present and not voting | 2 |

Representatives voting aye were: Armstrong, Arriola, Bell, Bowers, Bragg, Brooks, Brown, Buck, Byrd, Chumney, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Fitzhugh, Fowlkes, Gunnels, Hargrove, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Jones U (Shelby), Kent, Kernell, Kisber, Langster, Lewis, McDonald, McMillan, Miller, Napier, Odom, Patton, Phelan, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Rinks, Ritchie, Robinson, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), West, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Mr. Speaker Naifeh -- 63.

Representatives voting no were: Beavers, Bird, Bittle, Boyer, Burchett, Callicott, Cantrell, Clabough, Dunn, Ford, Givens, Haley, Halteman Harwell, Hassell, Joyce, Kerr, McAfee, McDaniel, McKee, Newton, Peach, Ramsey, Rigsby, Roach, Sharp, Shirley, Stamps, Venable, Walley, Westmoreland, Wood -- 31.

Representatives present and not voting were: Duer, Pinion -- 2.

A motion to reconsider was tabled.

***House Joint Resolution No. 116** -- Memorials, Congress - Memorializes Congress to enact legislation enabling Tennessee to qualify for operation of medical assistance program under Title XIX of Social Security Act under block grant of funds without regard to levels of state-funded expenditures. by *Bittle, *Purcell.

Rep. Bittle moved that **House Joint Resolution No. 116** be adopted, with the request that all members voting aye be added as sponsors, which motion prevailed by the following vote:

| | |
|------|----|
| Ayes | 93 |
| Noes | 2 |

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Boyer, Bragg, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Riggsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh --93.

Representatives voting no were: Brooks, Turner (Shelby) -- 2.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from not voting to present and not voting on House Joint Resolution No. 116 and have this statement entered in the Journal: Rep(s). Bowers.

REGULAR CALENDAR, CONTINUED

House Joint Resolution No. 125 -- Memorials, Sports - Lascasses School basketball team, 1994-1995 Class AA state champions. by *Bragg.

Further consideration of House Joint Resolution No. 125, previously considered on March 2, 1995, at which time it was objected to on the Consent Calendar and reset to today's Calendar.

Rep. Bragg moved that House Joint Resolution No. 125 be reset to Wednesday, March 15, 1995, which motion prevailed.

SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 14: Rep(s). Purcell, Givens, and Ford as prime sponsor(s).

House Bill No. 20: Rep(s). Ford as prime sponsor(s).

House Bill No. 22: Rep(s). Givens and Ford as prime sponsor(s).

House Bill No. 23: Rep(s). Givens and Ford as prime sponsor(s).

House Bill No. 24: Rep(s). Givens and Ford as prime sponsor(s).

House Bill No. 125: Rep(s). Givens and Ford as prime sponsor(s).

House Bill No. 128: Rep(s). Givens and Ford as prime sponsor(s).

House Bill No. 131: Rep(s). Givens and Ford as prime sponsor(s).

House Bill No. 337: Rep(s). Turner (Hamilton) as prime sponsor(s).

House Bill No. 354: Rep(s). Bell as prime sponsor(s).

House Bill No. 483: Rep(s). Bragg as prime sponsor(s).

House Bill No. 642: Rep(s). Givens and Ford as prime sponsor(s).

House Bill No. 651: Rep(s). Kent as prime sponsor(s).

House Bill No. 659: Rep(s). Garrett and Robinson as prime sponsor(s).

House Bill No. 853: Rep(s). Brown and Turner (Hamilton) as prime sponsor(s).

House Bill No. 854: Rep(s). Turner (Hamilton) and Brown as prime sponsor(s).

House Bill No. 1274: Rep(s). Callicott, Lewis and Cole (Dyer) as prime sponsor(s).

House Bill No. 1619: Rep(s). Newton as prime sponsor(s).

House Bill No. 1700: Rep(s). Jackson as prime sponsor(s).

House Bill No. 1758: Rep(s). Kent as prime sponsor(s).

House Bill No. 1759: Rep(s). Kent as prime sponsor(s).

House Bill No. 1760: Rep(s). Kent as prime sponsor(s).
House Bill No. 1761: Rep(s). Kent as prime sponsor(s).
House Bill No. 1762: Rep(s). Kent as prime sponsor(s).
House Bill No. 1763: Rep(s). Kent as prime sponsor(s).
House Bill No. 1765: Rep(s). Kent as prime sponsor(s).
House Bill No. 1766: Rep(s). Kent as prime sponsor(s).
House Bill No. 1767: Rep(s). Kent as prime sponsor(s).
House Bill No. 1768: Rep(s). Kent as prime sponsor(s).
House Bill No. 1769: Rep(s). Kent as prime sponsor(s).
House Bill No. 1770: Rep(s). Kent as prime sponsor(s).
House Bill No. 1771: Rep(s). Kent as prime sponsor(s).
House Bill No. 1775: Rep(s). Kent as prime sponsor(s).
House Bill No. 1776: Rep(s). Kent as prime sponsor(s).
House Bill No. 1777: Rep(s). Kent as prime sponsor(s).

REQUEST TO BE ADDED AS SPONSOR

The following member(s) requested to add their name(s) as sponsor(s) as indicated below, the prime sponsor having agreed to such addition. Sponsorship could not be granted since the request was made after passage/adoption of said bill/resolution:

House Bill(s) No(s). 18: Rep(s). Ford and Givens.
House Bill(s) No(s). 132: Rep(s). Purcell, Ford and Givens.

MESSAGE FROM THE SENATE
March 6, 1995

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 88; adopted for concurrence.
CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 88 -- Memorials, Professional Achievement - Savage Zinc, Inc., 1994 Industrial Conservationists of the Year. by *Rice.

ENGROSSED BILLS
March 6, 1995

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 122.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 6, 1995

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 73, 79 and 80; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 73 -- Memorials, Sports - Cleveland High School football team TSSAA Class 4-A state champions. by *Miller J.

Senate Joint Resolution No. 79 -- Memorials, Personal Achievement - Cameron Jackson Burnette, Eagle Scout. by *Miller J.

Senate Joint Resolution No. 80 -- Memorials, Personal Achievement - Matthew Eugene Beeken; Eagle Scout. by *Miller J.

SIGNED

March 6, 1995

The Speaker signed the following: Senate Bill(s) No(s). 27 and 120.

MESSAGE FROM THE SENATE

March 6, 1995

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 92, 93, 94, 100, 101, 102, 103, 104, 105 and 112; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 6, 1995

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 485, 892, 1135, 1174, 1240 and 1275; all substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS

March 6, 1995

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 225, 357, 620, 1021, 1353, 1573, 1587, 1604, 1826 and 1828; also, House Joint Resolution(s) No(s). 39, 116 and 130.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Purcell, the House recessed until 2:00 p.m., Wednesday, March 8, 1995.